

STATE OF ILLINOIS
IN THE _____ JUDICIAL CIRCUIT
_____ COUNTY

(Rev. 4/3/17)

IN THE MATTER OF: _____

)
)
)

DOCKET NUMBER: _____

Respondent

ORDER FOR JUDICIAL ADMISSION
FOR PERSONS WITH INTELLECTUAL DISABILITIES

THIS MATTER COMING TO BE HEARD ON THE PETITION OF _____ (Petitioner)
FOR THE JUDICIAL ADMISSION OF _____ (Respondent), AND:

- ☐ The Petitioner who initiated this matter pursuant to 405 ILCS 5/4-501 is PRESENT in court and has received written notice, or waived notice, of his/her rights to receive notice of the Respondent's discharge.
- ☐ The Petitioner who initiated this matter pursuant to 405 ILCS 5/4-501 is NOT PRESENT in court and the Clerk of the Court is directed to mail to the Petitioner notice of his/her rights to receive notice of the Respondent's discharge.
- ☐ The Respondent is PRESENT in court.
- ☐ The Respondent is NOT PRESENT in court and his/her presence is waived by counsel.
- ☐ Notice of this hearing has been provided to the Respondent and all relevant persons pursuant to 405 ILCS 5/4-505.

AFTER A HEARING, THE COURT FINDS BY CLEAR AND CONVINCING EVIDENCE THAT: (check all that apply)

- ☐ The Respondent is a person with an intellectual disability and he/she is reasonably expected to inflict serious physical harm upon himself/herself or another in the near future and, therefore, is subject to judicial admission.
- ☐ The Respondent is not a person subject to judicial admission.

THE COURT'S RULING IS BASED ON FINDINGS OF FACT AND CONCLUSIONS OF LAW AS STATED ON THE RECORD IN OPEN COURT.

THEREFORE, IT IS HEREBY ORDERED:

☐ **THE PETITION IS GRANTED, AS FOLLOWS:** (check all that apply)

- ☐ The Respondent be admitted to a developmental disabilities facility designated by the Department of Human Services.
- ☐ The Respondent be discharged from, or not admitted to, a developmental disabilities facility.

- ☐ The Respondent be admitted to a private facility, namely _____, if the facility agrees.
- ☐ The Respondent be transferred to a less restrictive alternative that is appropriate to the Respondent's needs, as described in the attached Addendum.
- ☐ The Respondent be placed in a program of nonresidential habilitation, as described in the attached Addendum.
- ☐ The Respondent remain in the facility where he/she now participates in a habilitation program.
- ☐ The Respondent be taken into custody by a peace officer and transported to _____
- ☐ The period of admission/nonresidential habilitation shall not exceed 180 days.
- ☐ The Facility Director shall file a habilitation plan with this Court as required by 405 ILCS 5/4-612 within 60 days of the date of this Order.
- ☐ Other (please specify): _____
- ☐ The Clerk of the Court shall forward copies of the ORDER TO NOTIFY THE ILLINOIS STATE POLICE OF AN ADJUDICATION OF A PERSON AS A MENTALLY DISABLED PERSON to the Department of State Police, Firearm Owner's Identification Department, as required by 430 ILCS 65/8.1.
- ☐ This matter is continued to _____ at _____
(Date) (Time) (Court Location)
for (please specify): _____

☐ **APPEAL RIGHTS GIVEN:** ☐ In open court, Respondent present; or ☐ To counsel, with instructions to advise the Respondent who was not present in court.

☐ **IT IS HEREBY ORDERED THAT THE PETITION IS DENIED AND DISMISSED FOR THE REASONS STATED IN OPEN COURT.**

DATED: _____

ENTER: _____

Judge # _____

APPROVED AS TO FORM:

ASSISTANT STATE'S ATTORNEY

ATTORNEY FOR THE RESPONDENT

NOTICE TO THE RESPONDENT AND OTHER PERSONS

IF YOU ARE AFFECTED BY OR INTERESTED IN THIS ORDER, YOU SHOULD KNOW THAT:

- 1. A FINAL ORDER MAY BE APPEALED.**
The court must notify you (the Respondent) either directly or through your counsel of your right to appeal and, if you are indigent, of your right to have free transcripts and counsel. If you wish to appeal and cannot obtain counsel, counsel will be appointed for you pursuant to Section 4-613 of the Mental Health and Developmental Disabilities Code.
- 2. AN ORDER FOR ADMISSION IS INITIALLY VALID FOR NO MORE THAN 180 DAYS.**
If the Facility Director does not discharge you during that period or petition for a continued hospitalization, you must be released.
- 3. RELATIVES OR FRIENDS MAY TRANSPORT YOU IF YOU HAVE BEEN ADMITTED BY ORDER.**
The court may authorize a relative or friend to transport you to the appropriate facility if such person can do so safely and humanely.
- 4. UNWILLINGNESS OR INABILITY OF YOUR PARENT, GUARDIAN, OR PERSON *IN LOCO PARENTIS* TO PROVIDE FOR YOUR CARE OR RESIDENCE IS NOT GROUNDS FOR THE COURT'S REFUSING TO ORDER DISCHARGE.**
A petition may be filed under the Juvenile Court Act or Probate Act to ensure appropriate care and residence.
- 5. THE COURT MAY MODIFY THIS ORDER IN THE FUTURE.**
If your treatment needs change, or if the facility or program cannot meet your needs, upon petition or other proper method of review, the court may modify this order and enter a revised order based on the new circumstances.

AT A MINIMUM, THESE PERSONS SHOULD RECEIVE THIS ORDER:

- (a) The Respondent;
- (b) The Respondent's attorney;
- (c) The director of the facility or program which will administer the treatment, if so ordered by the Court;
- (d) The person in whose care and custody the Respondent has been placed, if so ordered by the Court; and
- (e) The Department of State Police, Firearm Owner's Identification Department, if so ordered by the Court.